

7-19-4

AF 7/1648  
PATENTS  
VIB/08 JFW

EV 132184833 US



**NOTICE OF APPEAL FROM THE  
PRIMARY EXAMINER TO THE BOARD OF APPEALS**

Applicants : Neiryneck et al.  
Application No. : 09/498,046 Confirmation No. : 8244  
Filed : February 4, 2000  
For : IMMUNOPROTECTIVE INFLUENZA ANTIGEN AND  
ITS USE IN VACCINATION  
Group Art Unit : 1648  
Examiner : Shanon A. Foley

New York, New York 10020  
July 15, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**NOTICE OF APPEAL**

Applicants hereby appeal to the Board of Appeals from the decision of the  
Primary Examiner mailed January 15, 2004 in which the rejection of claims 26-32, 34,  
36-41, 46, and 52-57 was made final.

A three-month extension of time to respond to the final rejection is  
requested. With that extension, this Notice is due July 15, 2004.

A check in the amount of \$475 in payment of the extension fee is  
transmitted herewith. A check in the amount of \$165 in payment of the appeal fee is  
enclosed. The Director is hereby authorized to charge payment of any additional fee,

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or credit any overpayment, to Deposit Account No. 06-1075.

Respectfully submitted,



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Date of Deposit: July 15, 2004

I hereby certify that this paper/fee is being deposited with the United States Postal Service “EXPRESS MAIL POST OFFICE TO ADDRESSEE” service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Honorable Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22213-1450.

  
Claire J. Saintil-van Goodmar